

DA #7

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Bajgar et al.

Appl. No.: 10/092,177

Filed: March 6, 2002

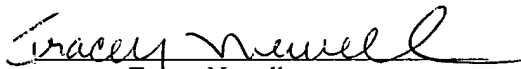
For: DRUG ELUTING ENCAPSULATED  
STENT

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:  
: Art Unit: 3731  
:  
: Examiner: N/A  
:  
: Atty Docket: IMM-03701  
:

RECEIVED  
NOV 24 2003  
OFFICE OF PETITIONS

CERTIFICATE OF MAILING

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on November 19, 2003.

  
Tracey Newell

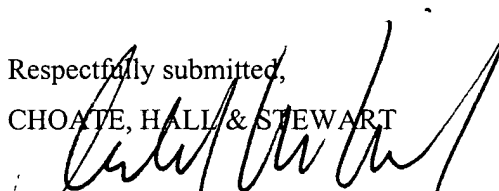
RENEWED PETITION UNDER 37 CFR 1.182

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

In response to the Decision on Petition to Change Inventor's Name mailed November 7, 2003 (copy attached) Petitioner hereby submits a certified copy of the Change of Name Court Order in accordance with MPEP 605.04(c).

Should there be any questions after reviewing this paper, please contact the undersigned at 617-248-4038.

Respectfully submitted,  
CHOATE, HALL & STEWART

  
Donald W. Muirhead  
Registration No. 33,978

November 19, 2003

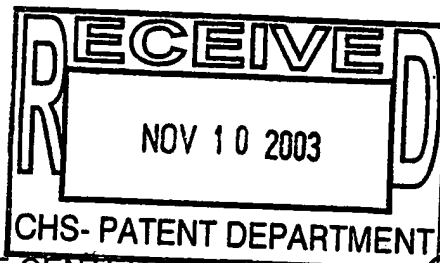
Date

Patent Group  
Choate, Hall & Stewart  
Exchange Place, 53 State Street  
Boston, Massachusetts 02109-2804



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
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Paper No. 6

FOLEY HOAG, LLP  
PATENT GROUP, WORLD TRADE CENTER WEST  
155 SEAPORT BLVD  
BOSTON, MA 02110

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NOV 07 2003

OFFICE OF PETITIONS

In re Application of  
Bajgar et al.  
Application No. 10/092,177  
Filed: March 6, 2002  
Attorney Docket No. IME-037.01 (04156-3701)  
Title of Invention: DRUG ELUTING  
ENCAPSULATED STENT

ON PETITION

*Respond to Decision*  
**DOCKETED**  
DUE: 1-7-04

This is a decision on the petition under 37 CFR 1.182, filed on September 17, 2003, to change the name of the co-inventor for the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 C.F.R. § 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition". This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

Pursuant to MPEP 605.04(c) to effectuate a name change of an inventor petitioner must submit an affidavit signed with both names and setting forth the procedure whereby the change of name was effected, or a certified copy of the court order must be provided. Although petitioner has provided a declaration which states the name change occurred by court order, the declarant has failed to sign the declaration with both names. It is not sufficient that both name have been typed written. Inventor Bajgar/Bergen must sign the declaration with both her former name and her current name.

There is no indication that Petitioner herein was ever empowered to prosecute the instant application. If Petitioner desires to receive future correspondence regarding this application, the appropriate power of attorney documentation and change of correspondence address must be submitted. A courtesy copy of this decision will be mailed to Petitioner. However, all future correspondence will be directed to the address

of record until such time as appropriate instructions are received to the contrary.  
Application 10/092,177 Page 2

Further correspondence with respect to this matter should be addressed as follows:

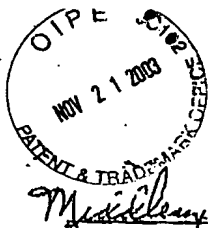
By mail:	Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
By facsimile:	(703) 308-6916 (until December 1, 2003) (703) 872-9306
By hand:	Office of Petitions 2201 South Clark Place Crystal Plaza 4, Suite 3C23 Arlington, VA 22202
By delivery service: (FedEx, UPS, DHL, etc.)	U.S. Patent and Trademark Office 2011 South Clark Place Customer Window, Mail Stop Petition Crystal Plaza Two, Lobby, Room 1B03 Arlington, VA 22202

Telephone inquiries concerning this matter may be directed to the undersigned at 703.306.0251.



Charlema R. Grant  
Petitions Attorney  
Office of Petitions

cc: Donald W. Muirhead  
Choate, Hall & Stewart  
Exchange Place  
53 State Street  
Boston, MA 02109



Commonwealth of Massachusetts  
The Trial Court  
Probate and Family Court Department

Docket No. 03C-0452

Change of Name(s)

Name of Petitioner: CLARA BAUGAR  
158 PHEASANT AVE ARLINGTON MIDDLESEX 02474  
(Street and No.) (City or Town) (County) (Zip)  
Occupation: PHYSICIST  
Date and Place of Birth: MAY 8, 1942 KREMNICIA SLOVAKIA  
Name of Spouse: \_\_\_\_\_  
Occupation: \_\_\_\_\_  
Date and Place of Birth: \_\_\_\_\_  
Names of Minor Children: \_\_\_\_\_  
Reason for change: 1. WANTING TO HAVE AN ENGLISH-SPELLING LAST NAME  
WITHOUT J BEFORE E  
2. DISLIKES "CLARA"  
Have parties ever changed their names prior to this petition? YES If answer is yes, explain:  
1. LAST NAME BY MARRIAGE  
2. SPELLING OF THE FIRST NAME (CLARA TO CLARK) WHEN NATURALIZED  
Petitioner(s) pray(s) that his/her/their name(s) be changed as follows:

Names at Present:		To be changed to:
Petitioner	<u>CLARA BAUGAR</u>	<u>LEE C. BERGEN</u>
Spouse	_____	_____
Child	_____	_____
Child	_____	_____
Child	_____	_____
Child	_____	_____
Date	<u>AUGUST 22, 2003</u>	<u>Clara Baugar</u> SIGNATURE OF PETITIONER

SIGNATURE OF SPOUSE

Signature of Minors as signed by father or mother as next friend.

Decree

Notice having been given according to the order of the Court, and no objection being made, it is decreed that the above name(s) be changed as prayed for, which name(s) he/she/they shall hereafter bear, and which shall be his/her/their legal name(s).

Date AUG 22 2003

[Signature]  
JUSTICE OF THE PROBATE AND FAMILY COURT

CJ-P 27 (8/00)

Filed Aug. 22, 2003

AUG 22 2003  
MIDDLESEX, SS  
PROBATE COURT  
A TRUE COPY CERTIFIED  
John R. Guarnone  
REGISTER

